THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION Nos.173, 174, 175, 176 and 177 of 2007

17.1.2007

Between:

Raju Kuriakose, S/o.K.P.Kuriakose
And others

… Petitioners

AND

The District Collector, Ranga Reddy District
And another

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION Nos.173, 174, 175, 176 and 177 of 2007

COMMON ORDER:

The petitioners, in these cases, purchased small extents of house sites situated at Doolapalli village along with structure having Panchayat registered number. Subsequently, so as to prevent encroachments, petitioners obtained permission from Doolapalli Gram Panchayat in May 2006 for construction of compound wall. They allege that when they were constructing compound walls, second respondent interfered and tried to stop the construction without due process of law. They, therefore, filed the present writ petitions seeking a direction to the second respondent not to interfere with their lands.

These matters came up before this Court on 04.1.2007. Till now, learned Assistant Government Pleader for Revenue (General-T) did not get any instructions. As the petitioners filed the writ petition alleging that the second respondent is trying to interfere with their peaceful possession, it would be proper to dispose of the writ petitions observing that unless and until notice is issued to the petitioners alleging contravention of any law, for being in possession of the land, the second respondent cannot resort to highhanded action and cannot interfere with the possession of the petitioners. It is needless to observe that if the petitioners have obtained permission from Doolapalli Gram Panchayat, second respondent cannot interfere with the construction as well. Further, as seen from the revenue record, permission is granted for compound wall and in the guise of the same, petitioners cannot make any further construction.

The writ petitions, with the above observations, are accordingly disposed of. No costs.

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(**V.V.S.RAO,J**)

January 17, 2007.
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